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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	D.A. Farias et al.	Examiner:	Gerald J. O'Connor
Serial No.:	09/712,584	Group Art Unit:	3627
Filed:	November 14, 2000	Docket No.:	SJO919990173
TITLE:	REPLENISHMENT MANAGEMENT SYSTEM AND METHOD		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted by facsimile to Gerald J. O'Connor of the U.S. Patent and Trademark Office at 789-872-9306 on December 26, 2003.

David W. Victor

12/26/03  
DateRESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted in response to the final office action dated September 29, 2003 ("Final Office Action") entered in response to a Request for Continued Examination (RCE). On November 24, 2003, the Examiner and attorney for Applicants held a phone interview discussing the claims. Although no agreement was reached, Applicants and the Examiner discussed certain amendments to the claims to further distinguish over the cited art. Applicants amend the claims as discussed during the phone interview. Applicants request that the Examiner enter this amendment and allow the claims for the reasons discussed herein.

**KONRAD RAYNES & VICTOR, LLP**

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**FAX COVER SHEET**

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TO: Commissioner for Patents  
Attn: Examiner Gerald J. O'Connor  
Group Art Unit 3627  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

FROM: David W. Victor

OUR REF: 0037.0009  
TELEPHONE: 310-556-7983

Total pages, including cover letter: 32

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Applicant: D.A. Farias et al.  
Serial No.: 09/712,584  
Filed: November 14, 2000  
Group Art Unit: 3627  
Docket No.: SJO919990173US1

Dear Examiner O'Connor:

We are resending this transmission originally transmitted on December 26, 2003, as we did not receive a return receipt. We have enclosed our transmission verification report indicating the date of transmission. Thank you.

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By: 

Name: Vanessa Sampson Jackson

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December 26, 2003

By:   
Name: David Victor

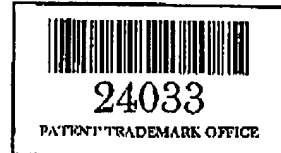
FORM PTO-1083

PATENT  
SJO919990173US1  
0037.0009IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
D.A. Farias et al.  
Serial No.: 09/712,584  
Filed: November 14, 2000  
For: REPLENISHMENT MANAGEMENT  
SYSTEM AND METHOD

Examiner: Gerald J. O'Connor

Art Unit: 3627



Sir:

Transmitted herewith in the above-identified application is an:

☒ Amendment 27 pages.  
☒ No additional fee is required.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR		PRESENT EXTRA RATE		ADDIT. FEE	OR	RATE		ADDIT. FEE
TOTAL	69	MINUS	69	=	0	x	\$0	OR	x 18	\$0	
INDEP CLAIMS	10	MINUS	10	=	0	x	\$0	OR	x 66	\$0	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$	OR	+ 290	\$	
					TOTAL		\$0	OR	TOTAL	\$-0-	

— Please charge Deposit Account No. 09-0466 the amount of \$\_\_\_\_\_ to cover the extension fee and also the amount of \$\_\_\_\_\_ to cover the claim fee. A duplicate copy of this sheet is enclosed.  
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0466. A duplicate of this sheet is enclosed.  
☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.  
☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Dated: December 26, 2003

David W. Victor  
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David W. Victor

Date

12/26/03